

Roderick & Solange
MacArthur
Justice
Center

Roderick and Solange MacArthur Justice Center
481 Chucky Mullins Drive
University, Mississippi 38677
662 915 6823
macarthurjusticecenter.org

Cliff Johnson
Director
cliffjohnson@macarthurjustice.org
O 662 915 6863

March 19, 2019

Benton County Circuit Clerk
Kathy M. Graves
P.O. Box 262 Ashland, MS 38603

Re: Public Record Request

Dear Ms. Graves,

Pursuant to the Mississippi Public Records Act, Miss. Code Ann. § 25-61-1 *et seq.*, I request a copy of the following public record:

The list of all felony defendants being held within the county for trial, grand jury action, or extradition for the term of court beginning the 3rd Monday of March required by Rule 8.5(c), the list should include each defendant's name, the charge(s) upon which he or she is being held, and the date he or she was most recently taken into custody.

Rule 8.5(c) states, in pertinent part, that:

No later than seven (7) days before the commencement of each term of circuit court in which criminal cases are adjudicated, the official(s) having custody of felony defendants being held for trial, grand jury action, or extradition within the county (or within the county's judicial districts in which the court term is to be held) shall provide the presiding judge, the district attorney, and the clerk of the circuit court the names of all defendants in their custody, the charge(s) upon which they are being held, and the date they were most recently taken into custody.

Moreover, the commentary to Rule 8.5(c) provides that "[t]he clerk of the circuit court shall maintain the lists required by section (c)."

The requested public record may be provided to me in electronic or paper format. I am willing to pay costs and fees for responding to this request up to a maximum of \$20.00. If you estimate that the fees will exceed this limit, please inform me before complying with this public

~~RECEIVED
BENTON COUNTY CIRCUIT CLERK'S OFFICE~~
FILED
MAR 22 2019

Kathy M. Graves
Clerk
Dep. Clerk

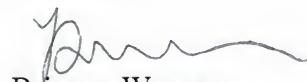
record request. I can be reached by telephone at (228) 357-2112 and by email at bewarne1@go.olemiss.edu. Please send the records and invoice to me by email, or by mail at 481 Chucky Mullins Drive University, MS 38677.

Where exemptions to the Public Records Act are discretionary, I ask you not to withhold such records, even if they might qualify for withholding under the law. If you withhold any records as exempt, please redact the exempted portions and release the remainder of the records as required by Miss. Code Ann. § 25-61-5(2). If you withhold any records, please explain in writing the basis for withholding the records. *See* Miss. Code Ann. § 25-61-5(3).

If you have any questions regarding my request, please contact me by telephone or email rather than by mail. I look forward to your reply as soon as is practicable, **and no more than 7 working days from your receipt of this request**. *See* Miss. Code Ann. § 25-61-5(1)(a).

Thank you for your assistance in this matter.

Sincerely,



Brianna Warner

BENTON COUNTY
FILED

MAR 22 2019



Karen D. Drews
Clerk
Dep. Clerk

CURRENT DETAINEE
BENTON COUNTY SHERIFF'S DEPARTMENT
March 11, 2019

BOOK DATE	DETAINEE NAME	CHARGES
<u>02/22/2018</u>	<u>WILLIAMS, MICKEY</u>	<u>ARMED ROBBERY</u>
<u>09/19/2018</u>	<u>HUNSUCKER, GEORGE</u>	<u>ATTEMPT TO COMMIT</u>
	<u>OFFENSE, STALKING, ARSON FELONY</u>	
<u>09/20/2018</u>	<u>MCCULLAR, ROBERT</u>	<u>FALSE ID FRAUDULENTY</u>
	<u>OBTAINING</u>	
<u>10/10/2018</u>	<u>BURKE, KAVONTE</u>	<u>RECEIVING STOLEN</u>
	<u>PROPERTY, RESISTING ARREST, CONTRIBUTING TO DEL/NEG OF MINOR,</u>	
	<u>BURGLARY-BREAKING AND ENTERING X2</u>	
<u>10/23/2018</u>	<u>JONES, TRAVIS</u>	<u>SEX OFFENDER</u>
	<u>REGISTRATION FAILURE</u>	
<u>11/29/2018</u>	<u>TALLEY, GEORGE</u>	<u>HOLD FOR TIPPAH S/O</u>
<u>12/17/2018</u>	<u>SIDALL, DEREK</u>	<u>BURGLARY-BREAKING AND</u>
	<u>ENTERING</u>	
<u>12/26/2018</u>	<u>RUTLEDGE, BRADLEY</u>	<u>POSS CONTROLLED</u>
	<u>SUBSTANCE</u>	
<u>01/02/2019</u>	<u>HOPKINS, KEVIN</u>	<u>AGGRAVATED ASSAULT</u>
<u>01/24/2019</u>	<u>SPRAYBERRY, TIMOTHY</u>	<u>SERVE 90 DAYS</u>
<u>01/29/2019</u>	<u>STRICKLAND, KEVIN</u>	<u>SEXUAL BATTERY</u>
<u>02/25/2019</u>	<u>CHANDLER, GREGORY</u>	<u>HOLD FOR CHANCERY</u>
<u>02/27/2019</u>	<u>HOWELL, JAVONTE</u>	<u>DRIVE BY SHOOTING</u>
<u>03/11/2019</u>	<u>LONG, ROBERT</u>	<u>HOLD FOR CHANCERY</u>
<u>09/19/2018</u>	<u>HASSELL, ABRA</u>	<u>ARSON-FELONY/MALICIOUS</u>
	<u>MISCHIEFS, PETIT LARCENY</u>	
<u>09/20/2018</u>	<u>MCCULLAR, ALISA</u>	<u>FALSE I.D. FRAUDULENTY</u>
	<u>OBTAINING</u>	

BENTON COUNTY
FILED

MAR 11 2019

Kathy Graves
 Clerk
 Dep. Clerk